

I hereby certify that this correspondence is being filed via
EFS-Web with the United States Patent and Trademark Office
on January 8, 2009

TOWNSEND and TOWNSEND and CREW LLP

By:  Andrea S. Beck

PATENT

Docket No.: 020824-011500US

Client Ref. No.: LF-112.01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Mark Flowers

Application No.: 10/661,208

Filed: September 12, 2003

For: ELECTROGRAPHIC POSITION
LOCATION APPARATUS AND
METHOD

Customer No.: 20350

Confirmation No.: 7203

Examiner: Steven E. Holton

Art Unit: 2629

COMMUNICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants filed an IDS, form PTO-1449, on September 12, 2003, but certain art listed in the IDS has not been considered. Specifically, citation numbers AO-AS on the last page of the submitted IDS, comprising the "Operating Guide to Grafpad" and Japanese patent documents H5-217688, S61-46516, H5-137846, and S57-038486 have not been considered or initialed by the Examiner.

Per the undersigned's telephone discussion with the Examiner on January 7, 2009, **Applicants request that references AO, AP, AQ, AR, and AS be considered**, and that these listings in the IDS are initialed and returned to the undersigned. For your convenience, a copy of the form PTO-1449 as filed on September 12, 2003, along with copies of the references described above, are attached.

This communication is being sent after allowance, but prior to the payment of any issue fees.

It was also noticed that the notice of allowance mailed October 23, 2008 included claim 174 in the listing of allowed claims. However, claim 174 had previously been cancelled. Applicants respectfully request the mailing of a supplemental action listing the allowed claims as being 125-133, 161, 162, 164-166, 170, 172-173, 175, 176, 197-200, 211, and 257-259.

Respectfully submitted,


Adam J. Pyonin
Reg. No. 57,301

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, California 94111-3834
Tel: (415) 576-0200
Fax: (415) 576-0300
AJP:ajp